

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re Terrorist Attacks on September 11, 2001	03 MDL 1570 (GBD) (SN) ECF Case
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This document relates to: *Estate of John P. O'Neill, Sr., et al. v. The Republic of Iraq, et al.*, 04-cv-1076 (GBD)(SN)

**[PROPOSED] ORDER GRANTING MOTION TO ADD ONE ADDITIONAL
PLAINTIFF AGAINST THE TALIBAN**

Upon consideration of the Motion to Add One Additional Plaintiff Against the Taliban, the Memorandum of Law, and Declaration of Jerry S. Goldman, Esq. with attached exhibit filed in support thereof, and the entire record herein, the Court finds:

1. Plaintiff, Maribeth Eccleston, has satisfied the requirements of Federal Rules of Civil Procedure 15, 16, 21, and 24 to be added as a party to the above-referenced case against the Taliban;
2. Plaintiff's claims are not futile, will not unduly delay these proceedings or prejudice the Taliban and were not filed in bad faith or with a dilatory motive;
3. Plaintiff's claims relate back to the filing date of the original complaint in the above-referenced action;

THEREFORE, IT IS HEREBY

ORDERED that the underlying complaint is deemed amended to add plaintiff as a party against the Taliban; and it is further

ORDERED that the amendment effected through this Order supplements by incorporation into, but does not displace, the underlying complaint; and it is further

ORDERED that prior service, orders, and judgments entered in the case remain in effect as to all parties; and it is further

ORDERED that all parties will be bound by all prior rulings made in this case, including the Court's prior order on service by publication, ECF Nos. 445, 488; and it is further

ORDERED that Case Management Order #2, ECF No. 247, ¶ 12 applies to plaintiff such that re-service of the Taliban is not required; and it is further

ORDERED that plaintiff shall file the Third Amended First Consolidated Complaint within two days of this Order.

Furthermore, the Court respectfully directs the Clerk of the Court to terminate the motion at ECF No. 8146.

Dated: New York, New York
_____, 2022

SO ORDERED:

HON. GEORGE B. DANIELS
UNITED STATES DISTRICT COURT JUDGE